

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FEDERAL INSURANCE COMPANY  
15 Mountain View Road  
Warren, NJ 07061,

Plaintiff,

v.

FSS AUTOMATIC SPRINKLER  
P.O. Box 3116  
Plymouth, MA 02361,

Defendant.

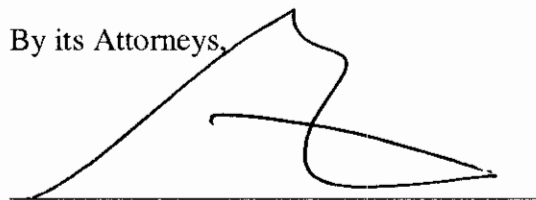
CIVIL ACTION NO.  
05-10308WGY

CERTIFICATION OF  
COUNSEL AND PARTIES  
PURSUANT TO LOCAL  
RULE 16.1(D)(4)

We certify that we have conferred with a view to establishing a budget for the costs of conduction the full course, as well as various alternative courses, of this litigation and with regard to considering the resolution of this litigation through the use of alternative dispute resolution programs.

The Plaintiff,  
Federal Insurance Company,

By its Attorneys,



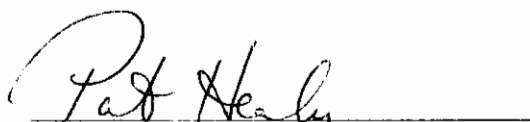
MARK E. UTKE

B.B.O. # \_\_\_\_\_

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1900 Market Street  
Philadelphia, PA 19103  
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The Plaintiff's Insurer  
Chubb & Son, Inc.,

By its Claim Representative



Pat Healy  
CHUBB & SON, INC.  
12 Vreeland Road, P.O. Box 975  
Florham Park, NJ 07932-0975  
973-360-6813

by me

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Plaintiff,

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FSS AUTOMATIC SPRINKLER,

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**CERTIFICATE OF SERVICE**

I, Mark E. Utke, Esquire, hereby certify that a true and correct copy of the foregoing document was forwarded by U.S. Mail on the 28 day of June, 2005, to the parties listed below:

Jennifer Ellis Burke, Esquire  
Andrew R. Weiner, Esquire  
TAYLOR, DUANE, BARTON & GILMAN, LLP  
160 Federal Street, 5<sup>th</sup> Floor  
Boston, MA 02110



MARK E. UTKE